

Taughner et al.

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**REMARKS**

Entry of the above-noted amendments, reconsideration of the Application, and allowance of all claims pending are respectfully requested. By this amendment, claims 1, 3-4, 6, 8, 20-21, 24-25, and 27 are amended and claims 28-30 are added. These amendments to the claims constitute a bona fide attempt by Applicant to advance prosecution of the Application and obtain allowance of the pending claims, and are in no way meant to acquiesce to the substance of the rejections. Support for the amendments can be found throughout the Application (e.g., page 10, lines 9-14 and 18-24; page 15, lines 10-24), drawings (e.g., FIG. 6), and claims and thus, no new matter has been added. Claims 1, 3-4, 6, 8, 20-21, 24-25, and 27-30 are pending.

**Interview on May 3, 2007:**

The amendments herein follow a telephone conference between the Examiner and Applicant's Attorneys Robert J. Brill, Reg. No. 36,760, and Brad R. Bertoglio, Reg. No. 47,422, on May 3, 2007 in which the claims, the specification, and the art of the record, including the applied references Shaffer et al., U.S. Patent No. 6,389,181, and Shaffer et al., U.S. Patent No. 5,784,461, were discussed. Positive discussion and consideration occurred during the telephone conference in connection with the claims presented herewith, including agreement that the technical concepts of the claims amendments and new claims presented herewith are patentable over the art of record, with the understanding the Examiner would perform additional searching upon submission of the claims. The time and courtesy afforded Applicant's Attorneys and the agreement reached are gratefully acknowledged by Applicant.

**Claim Rejections - 35 U.S.C. §§ 102 and 103:**

Claims 1, 3, 4, 6, 20, 21, 24, 25, and 27 are rejected under 35 U.S.C. § 102(b) as being anticipated by Shaffer et al., U.S. Patent No. 6,389,181 ("Shaffer '181"). Claim 8 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Shaffer '181 and Shaffer et al., U.S. Patent No. 5,784,461 ("Shaffer '461"). These rejections are respectfully, but most strenuously, traversed.

It is well-settled that there is no anticipation unless (1) all the same elements are (2) found in exactly the same situation and (3) are united in the same way to (4) perform the identical function. Since the Examiner's citations to each of the applied references are missing at least one element of each of Applicant's independent claims, Applicant respectfully submits that the claimed invention is not anticipated by the Examiner's citations to the applied references.

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Applicant respectfully submits that the Examiner's citations to the applied references, with or without modification or combination, assuming, *arguendo*, that the modification or combination of the Examiner's citations to the applied references is proper, do not teach or suggest one or more elements of the claimed invention. Applicant does not acquiesce in the modification or combination of the Examiner's citations to the applied references.

Applicant respectfully submits that the Examiner's citations to the applied references do not teach or suggest one or more elements of the claimed invention. A careful reading of the Examiner's citations to the applied references fails to set forth a sustainable basis that the references teach or suggest, for example, detecting a feature within the first image; identifying a match between the detected feature and a previously-detected feature in one or more previously-stored images; and querying the user to provide information that describes the detected feature in response to the match, as recited in Applicant's independent claim 1. This point was discussed and included in the agreement reached during the Interview.

So, the Examiner's citations to Shaffer '181 and Shaffer '461 both fail to meet at least one of Applicant's claimed features. This point was discussed and included in the agreement reached during the Interview.

Furthermore, the Examiner does not allege that the art of record provides any teaching, suggestion, or incentive for modifying the citations to Shaffer '181 and/or Shaffer '461 to provide the claimed approach. This point was discussed and included in the agreement reached during the Interview.

For at least the reasons presented above with reference to claim 1, claims 1, 20, and 24 are believed neither anticipated nor obvious over the art of record. The corresponding dependent claims are believed allowable for at least the same reasons as independent claims 1, 20, and 24, as well as for their own additional characterizations.

Withdrawal of the §§ 102 and 103 rejections is therefore respectfully requested.

Therefore, in light of at least the foregoing, Applicant respectfully believes that the present application is in condition for allowance. As a result, Applicant respectfully requests timely issuance of a Notice of Allowance for claims 1, 3-4, 6, 8, 20-21, 24-25, and 27-30.

At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 C.F.R. 1.25. Additionally charge any fees to Deposit Account 08-2025 under 37 C.F.R. §§ 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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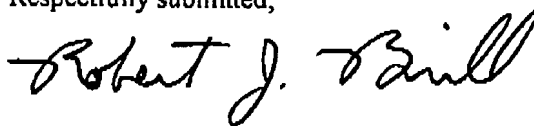
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Please consider this a general authorization to charge any fee that is due in this case, if not otherwise timely paid, to Deposit Account No. 08-2025.

Applicant hereby authorizes charging of Deposit Account No. 08-2025 for any additional fees associated with entering the aforementioned claims.

Applicant appreciates the Examiner's consideration of these Amendments and Remarks and cordially invites the Examiner to call the undersigned, should the Examiner consider any matters unresolved.

Respectfully submitted,



Robert J. Brill  
Registration No. 36,760  
Direct Dial 312-876-2109  
rjbrill@woodphillips.com

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Attorney Docket No.: 100205076-1

**P.O. ADDRESS:**

Hewlett Packard Company  
PO Box 272400, 3404 E. Harmony Rd.  
Intellectual Property Administration  
Fort Collins, CO 80527-2400

Wood Phillips  
500 W. Madison Street, Suite 3800  
Chicago, IL 60661-2562  
312-876-1800